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**PATENT APPLICATION**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of

Docket No: Q61191

Toshiro HAYAKAWA, et al.

Allowed: March 22, 2004

Appln. No.: 09/801,695

Group Art Unit: 2828

Confirmation No.: 3297

Examiner: Armando Rodriguez

Filed: March 9, 2001

For: "FUNDAMENTAL-TRANSVERSE-MODE INDEX-GUIDED SEMICONDUCTOR LASER DEVICE HAVING UPPER OPTICAL WAVEGUIDE LAYER THINNER THAN LOWER OPTICAL WAVEGUIDE LAYER"

**RESPONSE TO EXAMINER'S STATEMENT FOR REASONS FOR ALLOWANCE**

**MAIL STOP ISSUE FEE**

Commissioner for Patents

P.O. Box 1450


Alexandria, VA 22313-1450

Sir:

Applicant appreciates the Notice of Allowance and Notice of Allowability which issued in the above-identified application on March 22, 2004. However, in reviewing the Examiner's Statement for reasons for allowance, Applicant believes the Examiner's comment regarding claim 8 appears to be somewhat restrictive.

Respectfully submitted,

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Date: May 27, 2004